

| EARNINGS | HOURS | RATE   | AMOUNT | YTD AMOUNT |
|----------|-------|--------|--------|------------|
| REGULAR  | 24.00 | 28.450 | 682.80 |            |

|                |        |        |
|----------------|--------|--------|
| TOTAL EARNINGS | 682.80 | 682.80 |
|----------------|--------|--------|

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

PAY PERIOD 04/21/07 TO 04/27/07  
CHECK DATE 05/04/07 CHECK # 1752

| FILING STATUS | TAX TYPE | AMOUNT | YTD AMOUNT |
|---------------|----------|--------|------------|
|               | SOC SEC  | 42.33  | 42.33      |
|               | MEDICARE | 9.90   | 9.90       |
| S 01          | FEDERAL  | 77.79  | 77.79      |
| S 01          | NJ       | 11.35  | 11.35      |
|               | DBL      | 3.41   | 3.41       |
|               | HLTH/SUI | 2.61   | 2.61       |
|               | WRKFORCE | .29    | .29        |

|                    |        |        |
|--------------------|--------|--------|
| TOTAL WITHHOLDINGS | 147.68 | 147.68 |
|--------------------|--------|--------|

## PERSONAL INFORMATION

SEAN T MCANDREW  
4 REGINA CT  
BLAUVELT NY 10913

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

| ADJUSTMENTS | AMOUNT | YTD AMOUNT |
|-------------|--------|------------|
|-------------|--------|------------|

Payrolls by Paychex, Inc.

0021 BW20 0014 000100

|         |        |        |
|---------|--------|--------|
| NET PAY | 535.12 | 535.12 |
|---------|--------|--------|

JV EXCAVATORS AND CONTRACTORS BW20000100

LLC

110 RIDGE AVE  
LITTLE FALLS, NJ 0742455-0233  
212

05/04/2007

1750

DATE

CHECK NO.

PAY TO THE  
ORDER OFJOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

\*\*VOID\*\*

AMOUNT

\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\*\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\*

JP MORGAN CHASE BANK

DEPOSIT ACCOUNT  
003812846242DEPOSIT AMOUNT  
\*\*\*\*\*990.03

\*\* Non Negotiable \*\*

AUTHORIZED SIGNATURE(S)

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FOLD AND REMOVE

## YOUR BANKING

| ITEM | AMOUNT | DEPOSIT TO ACCT # |
|------|--------|-------------------|
| NET  | 990.03 | 003812846242      |

## EARNINGS

|          | HOURS | RATE   | AMOUNT |
|----------|-------|--------|--------|
| REGULAR  | 32.00 | 28.460 | 910.40 |
| OVERTIME | 8.00  | 42.675 | 341.40 |

FOLD AND REMOVE

YTD AMOUNT

TOTAL EARNINGS

1251.80

9552.10

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

## FILING STATUS

## TAX TYPE

M 02  
M 02SOC SEC  
MEDICARE  
FEDERAL  
NJ  
DBL  
HLTH/SUI  
WRKFORCE

AMOUNT

YTD AMOUNT

|        |        |
|--------|--------|
| 77.61  | 592.22 |
| 18.15  | 138.50 |
| 130.32 | 946.51 |
| 24.11  | 179.86 |
| 6.26   | 47.76  |
| 4.78   | 36.54  |
| .54    | 4.06   |

PAY PERIOD 04/21/07 TO 04/27/07  
CHECK DATE 05/04/07 CHECK # 1750

TOTAL WITHHOLDINGS

261.77

1945.45

## PERSONAL INFORMATION

JOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

## ADJUSTMENTS

AMOUNT

YTD AMOUNT

SS# XXX-XX-5602 EMPL# 000070 DEPT# 000100

110 RIDGE AVE  
LITTLE FALLS, NJ 07424

55-0233  
212

04/27/2007

1729

DATE

CHECK NO.

PAY TO THE  
ORDER OF

JOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

**\*\*VOID\*\***

AMOUNT

**\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\*\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\***

JP MORGAN CHASE BANK

DEPOSIT ACCOUNT  
003812846242

DEPOSIT AMOUNT  
\*\*\*\*\*969.05

**\*\* Non Negotiable \*\***

AUTHORIZED SIGNATURES

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FOLD AND REMOVE

YOUR BANKING

ITEM AMOUNT DEPOSIT TO ACCT #  
NET 969.05 003812846242

EARNINGS  
REGULAR  
OVERTIME

HOURS RATE  
40.00 28.450  
2.00 42.675

AMOUNT  
1138.00  
85.35

FOLD AND REMOVE

YTD AMOUNT

TOTAL EARNINGS

1223.35

8300.30

EMPLOYER INFORMATION  
JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

FILING STATUS

M 02  
M 02

TAX TYPE  
SOC SEC  
MEDICARE  
FEDERAL  
NJ  
DBL  
HLTH/SUI  
WRKFORCE

AMOUNT  
75.85  
17.74  
126.05  
23.34  
6.12  
4.66  
.52

YTD AMOUNT  
514.61  
120.35  
816.19  
155.75  
41.50  
31.75  
3.53

PAY PERIOD 04/14/07 TO 04/20/07  
CHECK DATE 04/27/07 CHECK # 1729

TOTAL WITHHOLDINGS

254.30

1683.68

PERSONAL INFORMATION

JOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

ADJUSTMENTS

AMOUNT

YTD AMOUNT

SSF XXX-XX-5602 EMPL# 000070 DEPT# 000100

Took OT hrs  
for reg hrs  
should be 9 hrs OT

JV EXCAVATORS AND CONTRACTORS BW20-000100  
 LLC  
 110 RIDGE AVE  
 LITTLE FALLS, NJ 07424

55-0233  
 212

05/04/2007

1750

DATE

CHECK NO

PAY TO THE  
 ORDER OF

JOHN MARTINI  
 86 DEMAREST AVE  
 WEST NYACK NY 10994

\*\*VOID\*\*

AMOUNT

\*\*VOID\*\*THIS IS NOT A CHECK\*\*VOID\*\*THIS IS NOT A CHECK\*\*

JP MORGAN CHASE BANK

DEPOSIT ACCOUNT DEPOSIT AMOUNT  
 003812846242 \*\*\*\*\*990.03

\*\* Non Negotiable \*\*

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FOLD AND REMOVE

## YOUR BANKING

| ITEM | AMOUNT | DEPOSIT TO ACCT # |
|------|--------|-------------------|
| NET  | 990.03 | 003812846242      |

## EARNINGS

REGULAR  
 OVERTIME

## HOURS

32.00  
 8.00

## RATE

28.450  
 42.675

## AMOUNT

910.40  
 341.40

FOLD AND REMOVE

YTD AMOUNT

TOTAL EARNINGS

1251.80

9552.10

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
 LLC  
 110 RIDGE AVE  
 LITTLE FALLS, NJ 07424

## FILING STATUS

M 02  
 M 02

## TAX TYPE

SOC SEC  
 MEDICARE  
 FEDERAL  
 NJ  
 DBL  
 HLTH/SUI  
 WRKFORCE

## AMOUNT

77.61  
 18.15  
 130.32  
 24.11  
 5.26  
 4.78  
 .54

## YTD AMOUNT

592.22  
 138.50  
 946.51  
 179.86  
 47.76  
 36.54  
 4.06

PAY PERIOD 04/21/07 TO 04/27/07  
 CHECK DATE 05/04/07 CHECK # 1750

TOTAL WITHHOLDINGS

261.77

1945.45

## PERSONAL INFORMATION

JOHN MARTINI  
 86 DEMAREST AVE  
 WEST NYACK NY 10994

## ADJUSTMENTS

## AMOUNT

## YTD AMOUNT

SS# XXX-XX-5602 EMPL# 000070 DEPT# 000100

337 hrs.  
 ben. f. to

*John T. [Signature] 1/2 pay*  
*Turned in checks to office*  
*Anthony.*

EXCAVATORS AND CONTRACTORS BW20-000100

110 RIDGE AVE  
LITTLE FALLS, NJ 0742455-0233  
212

05/11/2007

1772

DATE

CHECK NO

PAY TO THE  
ORDER OFJOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

\*\*VOID\*\*

AMOUNT

\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\*\*\*VOID\*\*\*\*THIS IS NOT A CHECK\*\*

JP MORGAN CHASE BANK

DEPOSIT ACCOUNT DEPOSIT AMOUNT  
003812846242 \*\*\*\*\*1084.43

\*\* Non Negotiable \*\*

AUTHORIZED SIGNATURE(S)

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FOLD AND REMOVE

## YOUR BANKING

| ITEM | AMOUNT  | DEPOSIT TO ACCT # |
|------|---------|-------------------|
| NET  | 1084.43 | 003812846242      |

## EARNINGS

REGULAR  
OVERTIME

## HOURS

29.00  
13.00

## RATE

28.450  
42.675

## AMOUNT

825.05  
554.78

FOLD AND REMOVE

YTD AMOUNT

## TOTAL EARNINGS

1379.83

10931.93

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

## FILING STATUS

M 02  
M 02

## TAX TYPE

SOC SEC  
MEDICARE  
FEDERAL  
NJ  
DBL  
HLTH/SUI  
WRKFORCE

## AMOUNT

85.55  
20.01  
149.52  
27.56  
6.90  
5.27  
.59

## YTD AMOUNT

677.77  
156.51  
1096.03  
207.42  
54.66  
41.81  
4.65

Start  
 \*PAY PERIOD 04/28/07 TO 05/04/07  
 CHECK DATE 05/11/07 CHECK # 1772

## TOTAL WITHHOLDINGS

295.40

2240.85

## PERSONAL INFORMATION

JOHN MARTINI  
86 DEMAREST AVE  
WEST NYACK NY 10994

## ADJUSTMENTS

## AMOUNT

## YTD AMOUNT

SS# XXX-XX-5602 EMPL# 000070 DEPT# 000100

3 hrs.  
8 hrs.

May

buried family  
 was promised to be  
 paid by Foreman. Even  
 work for half to fix problems  
 left by our guys.

1796

AMOUNT

AUTHORIZED SIGNATURE(S)

YTD AMOUNT

59.5  
Short S.S  
has

JV EXCAVATORS AND CONTRACTORS BW20-000100  
 LLC  
 110 RIDGE AVE  
 LITTLE FALLS, NJ 07424

55-0233 06/08/2007 1862  
 212  
 DATE CHECK NO.

PAY TO THE  
 ORDER OF

JOHN MARTINI  
 86 DEMAREST AVE  
 WEST NYACK NY 10994

\*\*VOID\*\*

AMOUNT

\*\*\*VOID\*\*\*THIS IS NOT A CHECK\*\*\*VOID\*\*\*THIS IS NOT A CHECK\*\*

JP MORGAN CHASE BANK

DEPOSIT ACCOUNT 003812846242  
 DEPOSIT AMOUNT \*\*\*\*\*1115.42

\*\* Non Negotiable \*\*

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 FOLD AND REMOVE

YOUR BANKING

| ITEM | AMOUNT  | DEPOSIT TO ACCT # |
|------|---------|-------------------|
| NET  | 1115.42 | 003812846242      |

| EARNINGS | HOURS | RATE   | AMOUNT |
|----------|-------|--------|--------|
| REGULAR  | 32.00 | 28.450 | 910.40 |
| OVERTIME | 12.00 | 42.675 | 512.10 |

FOLD AND REMOVE

YTD AMOUNT

TOTAL EARNINGS

1422.50

17944.86

EMPLOYER INFORMATION  
 JV EXCAVATORS AND CONTRACTORS  
 LLC  
 110 RIDGE AVE  
 LITTLE FALLS, NJ 07424

FILING STATUS

TAX TYPE

AMOUNT

YTD AMOUNT

|      |          |        |         |
|------|----------|--------|---------|
| M 02 | SOC SEC  | 88.20  | 1112.58 |
| M 02 | MEDICARE | 20.63  | 260.20  |
|      | FEDERAL  | 155.92 | 2030.09 |
|      | NJ       | 29.17  | 394.61  |
|      | DBL      | 7.11   | 89.72   |
|      | HLTH/SUI | 5.44   | 68.64   |
|      | WRKFORCE | .61    | 7.63    |

PAY PERIOD 05/26/07 TO 06/01/07  
 CHECK DATE 06/08/07 CHECK # 1862

TOTAL WITHHOLDINGS

307.08

3963.47

PERSONAL INFORMATION

JOHN MARTINI  
 86 DEMAREST AVE  
 WEST NYACK NY 10994

ADJUSTMENTS

AMOUNT

YTD AMOUNT

SS# XXX-XX-5602 EMPL# 000070 DEPT# 000100

2  
 630.75  
 - 337.00  
 293.75

5/27 6.05 sat 6  
 5/28 8.0 MON 8 hrs holiday (Paid)  
 5/29 9.5 TUE 7-5  
 5/30 13.0 WENS 7-830  
 5/31 12.0 THUR 7-730  
 6/1 11.5 Fri 7-7  
 60.0 hrs

May

YOUR BANKING

| EARNINGS | HOURS | RATE   | AMOUNT  | YTD AMOUNT |
|----------|-------|--------|---------|------------|
| REGULAR  | 40.00 | 28.450 | 1138.00 |            |
| OVERTIME | 2.00  | 42.675 | 85.35   |            |

|                |         |         |
|----------------|---------|---------|
| TOTAL EARNINGS | 1223.35 | 1906.15 |
|----------------|---------|---------|

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

| FILING STATUS | TAX TYPE | AMOUNT | YTD AMOUNT |
|---------------|----------|--------|------------|
|               | SOC SEC  | 75.85  | 118.18     |
|               | MEDICARE | 17.74  | 27.64      |
| S 01          | FEDERAL  | 210.20 | 287.99     |
| S 01          | NJ       | 41.82  | 53.17      |
|               | OBL      | 6.12   | 9.53       |
|               | HLTH/SUI | 4.68   | 7.29       |
|               | WRKFORCE | .52    | .81        |

PAY PERIOD 04/28/07 TO 05/04/07  
CHECK DATE 05/11/07 CHECK # 1774

|                    |        |        |
|--------------------|--------|--------|
| TOTAL WITHHOLDINGS | 356.93 | 504.61 |
|--------------------|--------|--------|

## PERSONAL INFORMATION

SEAN T MCANDREW  
4 REGINA CT  
BLAUVELT NY 10913

| ADJUSTMENTS | AMOUNT | YTD AMOUNT |
|-------------|--------|------------|
|             |        |            |

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

Payrolls by Paychex, Inc.

0021 BW20 0013 000100

|         |        |         |
|---------|--------|---------|
| NET PAY | 866.42 | 1401.54 |
|---------|--------|---------|

May



YOUR BANKING

| EARNINGS | HOURS | RATE   | AMOUNT  | YTD AMOUNT |
|----------|-------|--------|---------|------------|
| REGULAR  | 40.00 | 28.450 | 1138.00 |            |
| OVERTIME | 5.00  | 42.675 | 213.38  |            |

TOTAL EARNINGS

1351.38

3257.53

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

| FILING STATUS | TAX TYPE | AMOUNT | YTD AMOUNT |
|---------------|----------|--------|------------|
| S 01          | SOC SEC  | 83.79  | 201.97     |
| S 01          | MEDICARE | 19.60  | 47.24      |
|               | FEDERAL  | 242.21 | 530.20     |
|               | NJ       | 49.63  | 102.80     |
|               | DBL      | 6.76   | 16.29      |
|               | HLTH/SUI | 5.16   | 12.45      |
|               | WRKFORCE | .58    | 1.39       |

PAY PERIOD 05/05/07 TO 05/11/07

CHECK DATE 05/18/07 CHECK # 1798

TOTAL WITHHOLDINGS

407.73

912.34

## PERSONAL INFORMATION

SEAN T MCANDREW  
4 REGINA CT  
BLAUVELT NY 10913

| ADJUSTMENTS | AMOUNT | YTD AMOUNT |
|-------------|--------|------------|
|-------------|--------|------------|

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

FOLD AND REMOVE

YOUR BANKING

| EARNINGS | HOURS | RATE   | AMOUNT  | YTD AMOUNT |
|----------|-------|--------|---------|------------|
| REGULAR  | 40.00 | 28.450 | 1138.00 |            |
| OVERTIME | 2.00  | 42.675 | 85.35   |            |

FOLD AND REMOVE

May

YOUR BANKING

| EARNINGS | HOURS | RATE   | AMOUNT  | YTD AMOUNT |
|----------|-------|--------|---------|------------|
| REGULAR  | 40.00 | 28.450 | 1138.00 |            |
| OVERTIME | 13.00 | 42.675 | 554.78  |            |

TOTAL EARNINGS 1692.78 4950.31

EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

| FILING STATUS | TAX TYPE | AMOUNT | YTD AMOUNT |
|---------------|----------|--------|------------|
|               | SOC SEC  | 104.95 | 306.92     |
|               | MEDICARE | 24.55  | 71.79      |
| S 01          | FEDERAL  | 331.92 | 862.12     |
| S 01          | NJ       | 72.53  | 175.33     |
|               | DBL      | 8.46   | 24.75      |
|               | HLTH/SUI | 6.47   | 18.92      |
|               | WRKFORCE | .72    | 2.11       |

PAY PERIOD 05/12/07 TO 05/18/07  
CHECK DATE 05/25/07 CHECK # 1819

TOTAL WITHHOLDINGS 549.60 1461.94

PERSONAL INFORMATION

SEAN T MCANDREW  
4 REGINA CT  
BLAUVELT NY 10913

| ADJUSTMENTS | AMOUNT | YTD AMOUNT |
|-------------|--------|------------|
|-------------|--------|------------|

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

Payrolls by Paychex, Inc.

0021 BW20 0010 000100

NET PAY 1143.18 3488.37

May

## YOUR BANKING

| EARNINGS | HOURS | RATE   | AMOUNT  | YTD AMOUNT |
|----------|-------|--------|---------|------------|
| REGULAR  | 40.00 | 28.450 | 1138.00 |            |
| OVERTIME | 10.00 | 42.675 | 426.75  |            |

|                |         |         |
|----------------|---------|---------|
| TOTAL EARNINGS | 1564.75 | 6515.06 |
|----------------|---------|---------|

## EMPLOYER INFORMATION

JV EXCAVATORS AND CONTRACTORS  
 LLC  
 110 RIDGE AVE  
 LITTLE FALLS, NJ 07424

| FILING STATUS | TAX TYPE | AMOUNT | YTD AMOUNT |
|---------------|----------|--------|------------|
| S 01          | SOC SEC  | 97.01  | 403.93     |
| S 01          | MEDICARE | 22.69  | 94.48      |
|               | FEDERAL  | 296.07 | 1158.19    |
|               | NJ       | 63.57  | 238.90     |
|               | DBL      | 7.62   | 32.57      |
|               | HLTH/SUI | 5.98   | 24.91      |
|               | WRKFORCE | .67    | 2.77       |

PAY PERIOD 05/19/07 TO 05/25/07  
 CHECK DATE 06/01/07 CHECK # 1840

|                    |        |         |
|--------------------|--------|---------|
| TOTAL WITHHOLDINGS | 493.81 | 1955.75 |
|--------------------|--------|---------|

## PERSONAL INFORMATION

SEAN T MCANDREW  
 4 REGINA CT  
 BLAUVELT NY 10913

| ADJUSTMENTS | AMOUNT | YTD AMOUNT |
|-------------|--------|------------|
|             |        |            |

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

Payrolls by Paychex, Inc.

0021 BW20 0009 000100

|         |         |         |
|---------|---------|---------|
| NET PAY | 1070.94 | 4559.31 |
|---------|---------|---------|

May

NKKING

EARNINGS

HOURS

RATE

AMOUNT

YTD AMOUNT

REGULAR

16.00

28.450

455.20

TOTAL EARNINGS

455.20

8392.76

## EMPLOYER INFORMATION

JY EXCAVATORS AND CONTRACTORS  
LLC  
110 RIDGE AVE  
LITTLE FALLS, NJ 07424

## FILING STATUS

## TAX TYPE

AMOUNT

YTD AMOUNT

S 01

SOC SEC

28.22

520.35

MEDICARE

6.60

121.71

FEDERAL

43.65

1461.83

NJ

6.80

299.66

DBL

2.28

41.96

HLTH/SUI

1.73

32.09

WRKFORCE

.20

3.57

PAY PERIOD 06/02/07 TO 06/08/07  
CHECK DATE 06/15/07 CHECK # 1885

TOTAL WITHHOLDINGS

89.48

2481.17

## PERSONAL INFORMATION

SEAN T MCANDREW  
4 REGINA CT  
BLAUVELT NY 10913

## ADJUSTMENTS

AMOUNT

YTD AMOUNT

SS# XXX-XX-6615 EMPL# 000085 DEPT# 000100

Payrolls by Paychex, Inc.

0021 BW20 0011 000100

NET PAY

365.72

5911.59

June

## Interest Calculation

The prejudgment statutory interest is whatever is provided for in the plan. Pursuant to the CBA, interest is assessed on unpaid contributions determined at the prime rate. The prime rate during the period when work was done but unpaid (5/07-6/07) was 8.25%.

Unpaid contributions= \$5,190

| CONTRIBUTIONS DELIQUENCY   |          |              |          |               |                   |               |                   |                 |                          |
|--|----------|--------------|----------|---------------|-------------------|---------------|-------------------|-----------------|--------------------------|
| Period   | Due Date | *Date of Pay | Days Out | RATE PER DIEM | Amount Due        | Amount Paid   | Balance Due       | Interest        | Liquidated Damages (20%) |
| May-07   | 06/15/07 | 06/15/08     | 365.00   | 0.0002260274  | \$ 4,950.00       | \$0.00        | \$4,950.00        | \$408.38        | \$990.00                 |
| Jun-07   | 07/15/07 | 06/15/08     | 336.00   | 0.0002260274  | \$ 240.00         | \$0.00        | \$5,190.00        | \$394.16        | \$1,038.00               |
| <b>TOTALS</b>  |          |              |          |               | <b>\$5,190.00</b> | <b>\$0.00</b> | <b>\$5,190.00</b> | <b>\$802.53</b> | <b>\$2,028.00</b>        |
| <b>TOTAL CONTRIBUTIONS, Including Liq. Damages &amp; Interest=</b> |          |              |          |               |                   |               | <b>\$8,020.53</b> |                 |                          |

Contributions are still unpaid to date. The italicized dates are a placeholder used for calculations purposes only.

| DUES DELIQUENCY |          |             |          |   |             |             |                      |            |
|-----------------|----------|-------------|----------|---|-------------|-------------|----------------------|------------|
| Period          | Due Date | Date of Pay | Days Out | RATE PER DIEM                                 | Amount Due  | Amount Paid | Balance Due for Dues | Interest   |
| May-07          | 06/15/07 | 06/15/08    | 365.00   | 0.0002465753                                  | \$ 1,287.00 | \$0.00      | \$1,287.00           | \$115.83   |
| Jun-07          | 07/15/07 | 06/15/08    | 336.00   | 0.0002465753                                  | \$ 62.40    | \$0.00      | \$1,349.40           | \$111.80   |
| TOTALS          |          |             |          |   |             |             | \$1,349.40           | \$227.63   |
|                 |          |             |          |   |             |             |                      |            |
|                 |          |             |          | TOTAL DUES, Including Interest=               |             |             | \$1,577.03           |            |
|                 |          |             |          |   |             |             |                      |            |
|                 |          |             |          | TOTAL CONTRIBUTIONS, DUES, INTEREST & DAMAGES |             |             |                      | \$9,597.56 |

Unpaid dues= \$1349.40

May unpaid dues = 330 hrs X 3.90 (rate) = \$1287

June unpaid dues= 16 hrs X 3.90 (rate)=\$62.40

## Calculation of total benefit amount owed by JV Excavators

| Employee   | Pay Period | RT hours | OT hours | Total hrs | Delinquency amount |
|--|------------|----------|----------|-----------|--------------------|
| J. Martini   | 4/28-5/04  | 29       | 13       | 42        |                    |
| J. Martini   | 5/05-5/11  | 40       | 14       | 54        |                    |
| J. Martini   | 5/26-6/01  | 32       | 12       | 44        |                    |
| S. McAndrew  | 4/28-5/04  | 40       | 2        | 42        |                    |
| S. McAndrew  | 5/05-5/11  | 40       | 5        | 45        |                    |
| S. McAndrew  | 5/12-5/18  | 40       | 13       | 53        |                    |
| S. McAndrew  | 5/19-5/25  | 40       | 10       | 50        |                    |
| S. McAndrew  | 6/02-6/08  | 16       | 0        | 16        |                    |
| Total  |            | 277      | 69       | 346       | \$6,539.40         |
| 346 hrs X \$18.90 = \$6539.40 in total benefits owed |            |          |          |           |                    |

RT & OT hours multiplied by \$18.90 (total benefit rate)  
equals the delinquency amount

May unpaid contributions= 330 hrs X 15 (rate)= \$4950  
June unpaid contributions= 16 hrs X 15 (rate)=\$240

May unpaid dues= 330 hrs X 3.90 (rate)=\$1287  
June unpaid dues= 16 hrs X 3.90 (rate)=\$62.40

**Liquidated damage calculation**

Pursuant to Article 21, Section E of the CBA, liquidated damages are assessed at 20% of the amount of the unpaid contributions

| Contributions |                |
|---------------|----------------|
| Benefit type  | Amount         |
| Welfare       | \$7.65         |
| Pension       | \$3.95         |
| Annuity       | \$2.00         |
| IAF           | \$0.35         |
| Training      | \$0.30         |
| Lab Mgmt.     | \$0.10         |
| 754 LECET     | \$0.10         |
| NY H&S        | \$0.05         |
| Organizing    | \$0.50         |
| <b>Total=</b> | <b>\$15.00</b> |

| Dues          |               |
|---------------|---------------|
| Benefit type  | Amount        |
| Savings       | \$2.10        |
| Dues Supp     | \$1.75        |
| NY PAC        | \$0.05        |
| <b>Total=</b> | <b>\$3.90</b> |
|               |               |
|               |               |
|               |               |
|               |               |
|               |               |
|               |               |

Unpaid contributions= \$15 X 346 hrs= \$5190

Unpaid dues= \$3.90 X 346= \$1349.40

May liquidated damages are .2 X \$4950=990

June liquidated damages are .2 X \$5190= \$1038

**Total liquidated damages in the amount of \$2028**